

# STATE OF HAWAII DEPARTMENT OF TRANSPORTATION

869 PUNCHBOWL STREET HONOLULU, HAWAII 96813-5097 FORD N. FUCHIGAMI DIRECTOR

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IN REPLY REFER TO:

Board of Land and Natural Resources State of Hawaii Honolulu, Hawaii

AMENDMENT NO. 3 TO STATE LEASE NO. DOT-A-80-0006 REQUEST TO INCLUDE ADDITIONAL PREMISES TO THE LEASE BRADLEY PACIFIC AVIATION, INC. DBA LANDMARK AVIATION HONOLULU INTERNATIONAL AIRPORT TAX MAP KEY: (1) 1-1-72: 14

OAHU

## APPLICANT / LESSEE:

Bradley Pacific Aviation, Inc. dba Landmark Aviation, a Hawaii corporation, whose mailing address is 98 Kapalulu Place, Honolulu, Hawaii 96819.

# **LEGAL REFERENCE:**

Subsection 171-59(b), Hawaii Revised Statutes, as amended.

## **LOCATION AND TAX MAP KEY:**

Portion of Honolulu International Airport, Honolulu, Island of Oahu, State of Hawaii, identified by Tax Map Key: 1<sup>st</sup> Division, 1-1-72: 14.

#### PREMISES:

#### Original:

Area/Space No. 009-108, containing a land area of approximately 34,485 square feet.

#### Additional Premises:

Area/Space No. 009-109A, containing a land area of approximately 8,627 square feet; Area/Space No. 009-109B, containing a land area of approximately 7,800 square feet; Area/Space No. 009-109C, containing a land area of approximately 1,125 square feet; Area/Space No. 009-109D, containing a land area of approximately 1,125 square feet; Area/Space No. 009-109E, containing a land area of approximately 1,630 square feet; Area/Space No. 009-109F, containing a land area of approximately 1,049 square feet; Area/Space No. 009-109H, containing a land area of approximately 429 square feet; Bldg/Room No. 224-101, containing a footprint of approximately 1,125 square feet; and Bldg/Room No. 224-102, containing a footprint of approximately 1,125 square feet, as shown and delineated on the attached map labeled Exhibit "B".

BLNR – Bradley Pacific Aviation, Inc. dba Landmark Aviation Amendment No. 3 to State Lease No. DOT-A-80-0006 Page 2

# ZONING:

State Land Use District:

Urban

City and County of Honolulu:

I-2 (Industrial)

# LAND TITLE STATUS:

Section 5(e) - Public Law 88-223 - "ceded" land of the Hawaii Admission Act DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: YES NO X

# **CHARACTER OF USE:**

Additional Space(s) will be used for the expansion of Applicant/Lessee's Fixed-Based Operation at Honolulu International Airport.

# TERM OF LEASE:

Original Lease was issued by way of a Public Auction

Original Term: 30 years (June 6, 1980 – June 5, 2010)

Amendment No. 1 to the Lease extended the term for an additional 10 years (June 6, 2010 – June 5, 2020).

## **ANNUAL RENTAL**:

Current Rental - \$93,626.78 per annum.

Amended Rental - \$173,698.05 per annum.

## COMMENCEMENT DATE:

Upon execution of Amendment No. 3 to State Lease No. DOT-A-80-0006.

## CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

The subject land area is covered by Volume 3, Environmental Assessment for the Honolulu International Airport Master Plan Update and Noise Compatibility Program, dated September 1989 and referenced as State Project No. AO1011-03. This Environmental Assessment evaluated the environmental effects of the recommended Airport Development Plan which would accommodate the forecast general and commercial aviation needs of the island of Oahu through the year 2005 and was prepared for the State of Hawaii, Department of Transportation, Airports Division by KFC Airport, Inc.

BLNR – Bradley Pacific Aviation, Inc. dba Landmark Aviation Amendment No. 3 to State Lease No. DOT-A-80-0006 Page 3

#### **REMARKS:**

The Department of Transportation, Airports Division (DOTA) and Bradley Pacific Aviation, Inc. dba Landmark Aviation entered into State Lease No. DOT-A-80-0006, dated June 6, 1980, together with all amendments, modifications, assignments, consents, and extensions subsequent thereto, to develop, construct, operate, and maintain a Fixed-Based Hangar Facility at Honolulu International Airport. The Applicant/Lessee is now requesting additional space for the expansion of its Fixed-Based operation. The DOTA has no objections to the Applicant/Lessee's request and shall amend the Lease to add the additional Premises. The DOTA has also determined that the Applicant/Lessee's Fixed-Based operation encourages competition within the aeronautical and airport-related industries at Honolulu International Airport.

# **RECOMMENDATION:**

That the Board authorize the DOTA to amend existing State Lease No. DOT-A-80-0006 demised to Bradley Pacific Aviation Inc. dba Landmark Aviation to include the additional space, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; (2) such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State; and (3) review and approval of the Department of the Attorney General as to the Amendment of Lease form and content.

Respectfully submitted,

FORD N. FUCHIGAMI

Director of Transportation

APPROVED FOR SUBMITTAL:

Chairperson and Member

